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6 Counsel for Defendant TEMPLE  
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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,	)	No. CR-08 -0853 PJH
	)	
12 Plaintiff,	)	
	)	<b>STIPULATION AND <del>PROPOSED</del></b>
13 vs.	)	<b>ORDER TO CONTINUE</b>
	)	
14 JAMES TEMPLE,	)	
	)	
15 Defendant.	)	
	)	
16 _____	)	

17  
18 The defendant has pleaded guilty to transportation of child pornography. As the Court  
19 might recall from the plea proceedings, Mr. Temple suffers from various mental disabilities  
20 which merit further examination for purposes of sentencing. In addition, counsel could not  
21 arrange before he left for a three week family matter to have the probation officer meet with Mr.  
22 Temple. The Probation Officer needs a least an additional month to prepare the report after he  
23 has interviewed the defendant.

24 For both of these reasons, the defendant respectfully asks that the sentencing in this  
25 matter be continued until August 19, 2009.  
26

**IT IS SO STIPULATED**

Dated: June 05, 2009

\_\_\_\_\_/s/  
GEOFFREY HANSEN  
Chief Assistant Federal Public Defender

Dated: June 05, 2009

\_\_\_\_\_/s/  
CYNTHIA FREY  
Assistant United States Attorney

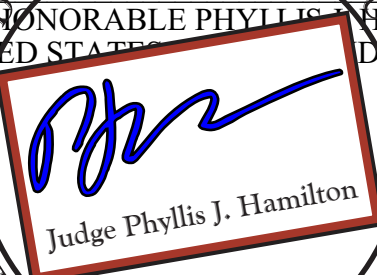
~~PROPOSED~~ ORDER

GOOD CAUSE APPEARING, it is hereby ORDERED that the defendant's sentencing date is continued until August 19, 2009 at 1:30 p.m.

**IT IS SO ORDERED.**

Dated: 06/11/09 \_\_\_\_\_

\_\_\_\_\_  
THE HONORABLE PHYLLIS J. HAMILTON  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA



Judge Phyllis J. Hamilton